

04-30-01

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Expr ss Mail Label No. EL714875737US
PATENT

DOCKET NO.: D1815-00025 DIV1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of: Cooper et al.

Serial No.: Not Assigned

Filed: Herewith

For: REINFORCED CEMENTITIOUS BOARDS AND METHODS OF MAKING SAME

Certification Under 37 CFR 1.10

I hereby certify that this document (along with the enclosed Patent Application Transmittal and any documents referred to therein) is being deposited with the United States Postal Service on the date shown below with sufficient postage as "Express Mail Post Office to Addressee" Mailing Label Number No. **EL714875737US** on 04/27/01 to the following:

Assistant Commissioner for Patents
Box PATENT APPLICATION
Washington, DC 20231

Dated: April 27, 2001

Steven E. Koffs
Steven E. Koffs

PATENT APPLICATION TRANSMITTAL LETTER

BOX PATENT APPLICATION

Assistant Commissioner for Patents
Washington, DC 20231

Sir:

Transmitted herewith for filing, please find the following:

Type of Application:

☒ Utility (non-provisional)

☒ Divisional

11046 U.S. PRO
09/844058
04/27/01

- ☐ Continuation
☐ Continuation-In-Part (CIP)

Incorporation by Reference:

- ☒ The entire disclosure of the prior application, **from which a copy of the Oath or Declaration is supplied**, is considered to be part of the disclosure of the accompanying application and is hereby incorporated by reference therein. (37 CFR § 1.63(d))

B nefit of Prior U.S. Application(s) Claimed (37 CFR § 1.78):

- ☒ PLEASE ENTER THE FOLLOWING AMENDMENT TO THE SPECIFICATION UNDER THE CROSS REFERENCE TO RELATED APPLICATIONS SECTION:

- ☐ This application claims the benefit of **U.S. Provisional Application(s) No(s)**. 60/_____, filed on _____.
- ☒ This application is a ☐ continuation ☐ continuation-in-part ☒ divisional of copending **U.S. Application Serial No(s)**. 09/206,636 filed on December 7, 1998.
- ☐ **International Application No.** _____ filed on _____ and which designated the U.S.

Benefit of Prior Foreign Application(s):

- ☐ Priority is claimed under 35 U.S.C. § 119 of Application No. _____ filed on _____ in _____ [COUNTRY].
- ☐ A Certified Copy of each of the following application(s) for which priority is claimed:

COUNTRY	APPLICATION NO.	FILING DATE

- ☐ is enclosed.
- ☐ has been filed in prior Application Serial No. 0/_____, which was filed on _____.

Application Elements Enclosed:

- ☒ 13 Pages of Specification
- ☒ 5 Pages of Claims
- ☒ 1 Sheet of Drawings
- ☒ Formal
- ☐ Informal
- ☐ Petition to Accept Photographs (*37 CFR § 1.84(b)*).
- ☒ 1 Page(s) of Abstract of the Disclosure
- ☐ Page(s) of List of Reference Numerals

Accompanying Application Parts:

- ☐ Associate Power of Attorney
- ☒ Preliminary Amendment
- ☒ Information Disclosure Statement
- ☒ Form PTO 1449 (PTO/SB/08A, 08B)
- ☐ Copies of Cited References
- ☐ Nucleotide and/or Amino Acid Sequence Submission (*37 CFR §§ 1.821-1.825*).
- ☐ Microfiche (Appendix) (*37 CFR § 1.96(c)*).
- ☒ Return Receipt Postcard (itemized)

Declaration or Oath and Power of Attorney:

- ☐ New (executed original or copy).
- ☐ New (unexecuted).
- ☒ Copy from prior application (*37 CFR § 1.63(d)*)

Deletion of Inventor(s) (37 CFR § 1.63(d)(2), 1.33(b)):

☐ Signed Statement deleting inventor(s) named in the prior application is attached.

Assignment:

☒ A copy of the recorded Assignment of the invention in the parent case to: Bay Mills Ltd. and CertainTeed Corporation.

Small Entity Statements:

☐ Statement(s) that this is a filing by a small entity under 37 §§ CFR 1.9 and 1.27 attached.

☐ Status as a small entity was claimed in prior U.S. Application Serial No. _____ filed on _____. **Status is still proper and desirable.**

☐ A copy of the Official Filing Receipt in prior application is enclosed.

The filing fee has been calculated as shown below:

	NO. FILED	NO. EXTRA	SMALL ENTITY			OTHER THAN SMALL ENTITY	
			RATE	FEE	OR	RATE	FEE
FOR:							
BASIC FEE				\$355	OR		\$710
TOTAL CLAIMS	<u>13</u> - 20 = <u>0</u>		x 9 =	\$	OR	x 18 =	\$
INDEP. CLAIMS	<u>2</u> - 3 = <u>0</u>		x 40 =	\$	OR	x 80 =	\$-0-
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM(S)			+130 =	\$	OR	+260 =	\$-0-
TOTAL				\$	OR		\$ 710

Method of Payment of Fees:

☐ No filing fee is to be paid at this time.

☐ Please charge my Deposit Account No. _____ in the amount of \$_____. This transmittal is attached in duplicate.


- ☒ A check in the amount of \$ 710.00 is attached. Please charge any deficiency or credit any overpayment to Deposit Account No. 04-1679.

Authorization to Charge Additional Fees:

NOTE: if no fees are to be paid on filing, the following items should NOT be completed.

- ☒ The Commissioner is authorized to charge payment of the following fees and to refund any overpayment associated with this communication or during the pendency of this application to Deposit Account No. 04-1679. **This sheet is provided in duplicate.**
- ☒ Filing fees (37 CFR § 1.16(a), (f) or (g)).
- ☒ Presentation of extra claims (37 CFR § 1.16(b), (c) and (d)).
- ☒ Surcharge for filing the basic filing fee and/or declaration later than the filing date of the application (37 CFR § 1.16(e)).
- ☒ 37 CFR §§ 1.17(a)(1)-(5) (Extension fees pursuant to 37 CFR § 1.136(a)).
- ☒ Application processing fees (37 CFR § 1.17).
- ☐ 37 CFR § 1.18 (Issue Fee at or before mailing of Notice of Allowance pursuant to 37 CFR 1.311(b)).

Date: April 26, 2001



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